IN THE HIGH COURT OF JUDICATURE, ANDHRA PRADESH
AT HYDERABAD
(Special Original Jurisdiction)

TUESDAY, THE TWENTY NINETH DAY OF JUNE
TWO THOUSAND AND FOUR

PRESENT
THE HON'BLE MR JUSTICE V.V.S.RAO

WRIT PETITION NO.7553 of 1992

Between:

1. Sambhan Kulastula Seva Sangam, Nellore Division, Nellore, rep.by its President Chinthapanti Ramanaiah.
2. Sri Sambhan Matchyakarula sangam, Gudur, Nellore District, rep.by its President Guduru Ramanaiah.
3. Mypati Penchalaiah, S/o.Brahmaiah, 18 yrs.
4. Nuvvuru Ramachandraiah, S/o.Venkaiah, 42 yrs.
5. Mypati Subba Rao (Minor), rep.by his natural father Sri Mypati Subbaiah, 14 yrs.
6. Sri Nuvvuru Srinivasulu, S./o.Venkaiah, 35 yrs.
7. Nuvvuru Mallikharjuna, S/o.Kistaiah, 36 yrs.
8. Sri Kunthuru Ramu (Minor) rep.by his natural Father Kunthuru Venkateswarlu, 13 yrs.
9. Nuvvuru Chandra (Minor), rep.by his natural father sri N.Sreeramulu, 13 yrs.
10. Sri Nuvvuru Venkataramanaiah, S/o.Venkaiah, 36 yrs.
11. Sri Nuvvuru Annapoorna (Minor), 7 yrs.
12. Kum.Nuvvuru Saila (Minor) 6 yrs.
    (Petitioners 11 and 12 are represented by their father Sri Mallikarjuna)
13. Ragala Ramanaiah, S/o.Ramaiah, 44 yrs.
14. Nataru Venkatasubbaiah, S/o.Sankaraiah, 40 yrs.
15. Ch.V.Ramanaiah, S/o.Venkaiah, 22 yrs.
16. Nuvvuru Sriramulu, S/o.Penchalaiah, 70 yrs.
17. Ch.Kotaiah, S/o.Boyanna, 40 yrs.
18. G.Rajeswari, D/o.G.Ramanaiah, Nellore(Writ Petition is dismissed as withdrawn against petitioner no.18, as per the Court Order, dated 23.01.1996 in W.P.No.7553 of 1992)
19. Nuvvuru Venkaiah, S/o.Penchaiah, 70 yrs.
20. Mypati Penchalaiah, S/o.Penchalaiah, 29 yrs.
21. Dasari Srinivasulu, S/o.Venkaiah, 20 yrs.
22. Ch.Venkateswarly, S/o.Ramanaiah, 20 yrs.

23. Dasari Venkateswarlu, S/o.Venkaiah, 22 yrs.
24. N.Maheswara Rao, S/o.Sreeramulu, 19 yrs.
25. Ch.Bhaskar, S/o.Narasimham, 30 yrs.
26. G.Guravaiah, r/o.Indukurpet, Nellore District.
27. Ch.V.Ramanaiah, R/o.Mudhivarthipalem, Nellore District.
28. T.Sekharaiah, r/o.Mudhivarthipalem, Nellore District.
29. Purini Raghavaiah, S/o.Subbaiah, 45 yrs.
30. Dasari Penchalaiah, S/o.Kistaiah, 44 yrs.
31. V.Venkaiah, S/o.Venkatasubbaiah, 40 yrs.
32. M.Subbaiah, S/o.Penchalaiah, 40 yrs.
33. Nuvvuru Venkateswarlu, S/o.Ramchandraiah, 32 yrs.
34. Chinigi Purushotham, S/o.Venkaiah.
35. Shingiri Penchalaiah, S/o.Mannaraiah, 49 yrs.
36. G.Subbaiah, S/o.Yanadaiah, 27 yrs.
37. Nuvvuru Ravi, S/o.Kistaiah, 35 yrs.
38. Nuvvuru Ramachandraiah, S/o.Penchalaiah, 60 yrs.
39. Chintapanti venkaiah, S/o.Narasaiah, 50 yrs.
40. Valameti Boyanna, S/o.Chenchaiah, 50 yrs.
41. Nuvvuru Venkataramanaiah, S/o.Venkaiah, 35 yrs.

(Petitioners 1 to 26 and 30 to 41 are residents of Pallepadu, Indukurupet Mandal, Nellore District, the 28th petitioner is resident of Indukurpet, Nellore District and the 29th and 30th petitioners are residents of Mudhivarthipalem, Kovvur Taluk, Nellore District).

..... PETITIONERS

AND

1. The Government of Andhra Pradesh, rep.by its Secretary, Social Welfare Department, Secretariat, Hyderabad.
2. The Directors of Social Welfare, Andhra Pradesh, Hyderabad, Andhra Pradesh.
3. The District Collector, Nellore, Nellore district.
4. The Revenue Divisional Officer, Nellore.
5. The Sub-Collector, Gudur, Nellore District.
6. Sri K.Raju, at present the District Collector, Nellore, Nellore District.
7. J.Chinnaiah, S/o.Nagaiah, President of A.P.Scheduled castes welfare Association, District Branch, Nellore.
8. J.B.Raju, Secretary General, A.P.Scheduled Castes Welfare Association, Hyderabad.

.....RESPONDENTS

Petition under Article 226 of the Constitution of India praying that in the circumstances stated in the Affidavit filed herein the High Court

may be pleased to issue a writ or order or direction, one in the nature of Certiorarified Mandamus and quash the order in R.Dis.No.1532/92 dated 22.04.1992 of the Revenue Divisional Officer, Nellore, the 4th respondent herein and declare the action of the respondents 4 and 5 in deferring the issuance of Caste certificates to the petitioners herein and other Sembhan caste people and in not issuing the caste certificates, as arbitrary and illegal and further direct the respondents 4 and 5 to issue Caste Certificates to all the Sembhan Caste People though they are locally called as “Chambadis” and pass such other order or orders as it may deem fit and proper in the circumstances of the case.

For the Petitioners: MR.M.RAVINDRANATH REDDY

MR.P.KESAVA RAO

For the Respondent: MR.M.B.TARAKAM

MR.G.CHANDRAIAH

GP FOR SOCIAL WELFARE

The Court Made the Following:

-
-
-
-
-
-
-
-
-
-
-
-
-
-
-
-
-
-
-
-
-

-

-

-

-

ORDER:

Learned counsel for the petitioner, Sri M.Ravindranath Reddy submits that the petitioner wants to withdraw the Writ Petition with a liberty to avail the remedy of appeal under Section 7(2) of the A.P. (Scheduled Castes, Scheduled Tribes and Backward Classes) Regulation of Issue of Community Certificates Act, 1993. Giving liberty to do so, within two weeks from the date of receipt of a copy of this order, I permit to withdraw the Writ Petition.

The Writ Petition is dismissed as withdrawn.

_____

(V.V.S.RAO, J)

29th June 2004
RRB

ASSISTANT REGISTRAR

//True Copy//

SECTION OFFICER

Copies To:

1. The Government of Andhra Pradesh, rep.by its Secretary, Social Welfare Department, Secretariat, Hyderabad.
2. The Directors of Social Welfare, Andhra Pradesh, Hyderabad, Andhra Pradesh.
3. The District Collector, Nellore, Nellore district.
4. The Revenue Divisional Officer, Nellore.
5. The Sub-Collector, Gudur, Nellore District.
6. Sri K.Raju, at present the District Collector, Nellore, Nellore District.
7. J.Chinnaiah, S/o.Nagaiah, President of A.P.Scheduled castes welfare Association, District Branch, Nellore.
8. J.B.Raju, Secretary General, A.P.Scheduled Castes Welfare Association, Hyderabad.
9. Two CCs to GP for Social Welfare.

10. Two CD copies.